

022604 16805 U.S. PTO

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22581 U.S. PTO  
10/789372  
022604

**MAIL STOP PATENT APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

***UTILITY PATENT APPLICATION TRANSMITTAL  
FILED UNDER 37 C.F.R. §1.53(b)***

Sir:

Transmitted herewith for filing is the patent application of:

Inventor(s):

**Gottfried MUELLER** whose address is: **Schlesierstrasse 1, 97999 Igersheim, Germany**  
and whose citizenship is: **Germany**

**Thomas BECK** whose address is: **Dorfstrasse 11, 78591 Durchhausen, Germany**  
and whose citizenship is: **Germany**

**Manfred DWORSCHAK** whose address is: **Riedweg 13, 78589 Duerbheim, Germany**  
and whose citizenship is: **Germany**

**Sven EGGERSTEDT** whose address is: **Honbergstrasse 1, 78532 Tuttlingen, Germany**  
and whose citizenship is: **Germany**

Title: **CLOSURE DEVICE FOR A PUNCTURE CHANNEL AND APPLICATOR DEVICE**

**APPLICATION ELEMENTS:**

- (1) ☒ Patent Application Specification, including Abstract and claims - 28 pages
- (2) ☒ Five (5) sheet(s) of formal drawings, together with transmittal letter
- (3) ☐ A check in the amount of \$ \_\_\_\_\_ to cover the ☐ filing fee(\$ \_\_\_\_\_.00 ) and/or ☐ Assignment Recordal Fee (\$40) is enclosed.
- ☐ Before calculating the fee, cancel claim(s)
- ☐ Before calculating the fee, see copy of Preliminary Amendment filed in parent application \_\_\_\_\_ (attached hereto.)

Basic Fee							\$	770.00
Multiple Dependent Claims (\$260.)								
Foreign Language Surcharge (\$130.)								
	For	No. Filed	-	No. Extra		Rate		
EXTRA	Total Claims	38	20	18	x	\$18.	=	\$ 324.00
CLAIMS	Independent Claims	2	3	0	x	\$86.	=	\$ 0.00
<b>TOTAL FILING FEE</b>							=	\$ 1,094.00

☐ The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. 50-0625.

- (4) ☐ Declaration and Power of Attorney form
- a. ☐ Newly executed
  - b. ☐ Copy from a prior application
  - c. ☐ Deletion of inventor(s) – signed statement attached deleting inventor(s) named in the prior application.
- (5) ☐ Small Entity Status

**ACCOMPANYING APPLICATION PARTS:**

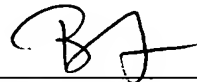
- (6) ☐ Assignment document
- a. ☐ Newly executed (with \$40.00 recordal fee) and separate transmittal Form PTO-1595
  - b. ☐ Copy from a prior application
  - c. ☒ Please include assignee information when this application is published  
**Assignee: AESCULAP AG & Co. KG**  
**Am Aesculap-Platz**  
**78532 Tuttlingen**  
**Germany**
- (7) ☐ Preliminary Amendment
- (8) ☒ Certified Copy of Priority Document, together with separate transmittal letter
- (9) ☒ Information Disclosure Statement, together with PTO Form 1449 and copies of cited foreign references
- (10) ☒ Return receipt postage prepaid postcard
- (11) ☒ Express Mail Certificate (Mailing Label No. EV 129898313 US)

- (12) ☒ Application Data Sheet
- (13) ☐ Other:
- (14) ☐ If a **CONTINUING APPLICATION**, check appropriate box, and supply the requisite information below:
- ☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)  
of prior application no.:  
Prior application information:  
Examiner: \_\_\_\_\_ Group/Art Unit: \_\_\_\_\_  
Status: \_\_\_\_\_

FOR CONTINUATION or DIVISIONAL APPLICATIONS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under paragraph 4(b) above, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

- (15) ☐ Please amend the specification by inserting before the first line the sentence:
- (16) ☒ This application claims the benefit of German Patent Application No. 103 10 995.1 filed on March 6, 2003.
- (17) ☒ Correspondence address:  
**Barry R. Lipsitz**  
**Law Offices of Barry R. Lipsitz**  
**755 Main Street, Building 8**  
**Monroe, CT 06468**  
**Telephone: (203) 459-0200**
- (18) ☒ Pursuant to the provisions of 37 C.F.R. Sections 1.10 and 1.53, Applicants respectfully request that this application be assigned a serial number and a filing date of February 26, 2004, the date upon which the application was mailed to the Patent and Trademark Office by Express Mail (No. EV 129898313 US).

Respectfully submitted,



Barry R. Lipsitz  
Attorney for Applicant(s)  
Registration No. 28,637  
755 Main Street, Bldg. 8  
Monroe, CT 06468  
(203) 459-0200

ATTORNEY DOCKET NO.: HOE-803  
Date: February 26, 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )

Mueller, et al. )

Filed: Herewith )

For: **CLOSURE DEVICE FOR A PUNCTURE CHANNEL AND APPLICATOR DEVICE**

**MAIL STOP PATENT APPLICATION**

**Commissioner for Patents**

**P. O. Box 1450**

**Alexandria, VA 22313-1450**

**EXPRESS MAIL CERTIFICATE**

"Express Mail" mailing label number: **EV 129898313 US**

Date of Deposit: **February 26, 2004**

I hereby certify that the attached:

- ☒ Return receipt postage prepaid postcard;
- ☒ Transmittal letter for new patent application;
- ☒ Application Data Sheet;
- ☒ Patent Application Specification including Abstract and Claims (28 pages);
- ☒ Five (5) sheet(s) of formal drawings, together with transmittal letter;
- ☒ Certified copy of the priority document (German patent application no. 103 10 995.1), together with transmittal letter;
- ☒ Information Disclosure Statement, together with Form PTO-1449 and copies of the cited foreign documents.

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 and 1.53 on the date indicated above and is addressed to: **MAIL STOP PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

Carol Prentice

(Typed or printed name of person mailing paper or fee)

*Carol Prentice*

(Signature of person mailing paper or fee)

Respectfully submitted,

**Date: February 26, 2004**

**ATTORNEY DOCKET NO.: HOE-803**

*BT*

Barry R. Lipsitz  
Attorney for Applicant(s)  
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(203) 459-0200

P A T E N T .

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mueller, et al.

Application No.:

Filed: Herewith

For: **CLOSURE DEVICE FOR A PUNCTURE CHANNEL AND APPLICATOR DEVICE**

**DRAWING REVIEW BRANCH**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail (No. EV 129898313 US) addressed to MAIL STOP PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 26, 2004.

By: Carol Prentice

Carol Prentice

**TRANSMITTAL OF FORMAL DRAWINGS**

Dear Sir:

Enclosed are five (5) sheets of formal drawings for filing in the above-referenced patent application.

Please advise the undersigned attorney if correction is necessary.

Respectfully submitted,

Date: February 26, 2004

**ATTORNEY DOCKET NO.: HOE-803**

Barry R. Lipsitz

Attorney for Applicant(s)

Registration No. 28,637

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